

STATE OF MICHIGAN
CIRCUIT COURT FOR THE 3RD JUDICIAL CIRCUIT
WAYNE COUNTY

STATE TREASURER,

Plaintiff,

v

STATE TREASURER v AYERS, TERRY #2
Hon. Michael F Sapala 04/15/2009



09-008890-CZ

TERRY L. AYERS, [REDACTED] and
AMERICAN GENERAL LIFE AND
ACCIDENT COMPANY,

Defendants.

MICHAEL A. COX
Attorney General

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TERRY L. AYERS, [REDACTED]
Macomb Correctional Facility
34625 26 Mile Rd.
New Haven, MI 48048
Defendant – In Pro Per

AMERICAN GENERAL LIFE AND
ACCIDENT COMPANY
PO Box 605800
Nashville, TN 37230-5800
(800) 888-2452
(615) 749-2257-Fax
Defendant

FINAL ORDER

At a session of said Court, held in the City
of Detroit, Wayne County, Michigan on

JUN 18 2009

PRESENT: Hon. MICHAEL F. SAPALA
Circuit Court Judge

This matter having come before the Court on a Complaint and Order to Show Cause why an Order should not be entered appropriating and applying Defendant Terry L. Ayers' ("Ayers") assets to reimburse the State for the cost of his confinement in a State correctional facility in accordance with the *State Correctional Facility Reimbursement Act* ("SCFRA"), being MCL 800.401, *et seq.*, and Defendant Ayers having been served more than 30 days prior to this Order (on April 21, 2009) and the Court having been fully advised:

IT IS ORDERED THAT:

1. 50 % of Defendant Ayers' assets shall be paid to the State of Michigan as partial reimbursement for expenses incurred for his incarceration. This amount is not to exceed the actual costs of incarceration (\$323,390.00).

2. Monetary assets currently held on deposit in Defendant Ayers' prison account (excluding wages) or any subsequent facility if he is transferred, shall be disbursed as follows:

- a. 50 % percent payable to the "State of Michigan" and electronically mailed to: Julius O. Curling, Department of Attorney General, Prison Reimbursement Section.
- b. 50 % to Defendant Ayers.

3. The insurance proceeds currently on hold with Defendant American General Life and Accident Company for Defendant Ayers from the death benefit of his late mother, Policy No. [REDACTED] shall be disbursed as follows:

- a. 50 % percent payable to the "State of Michigan" and mailed to: Julius O. Curling, Department of Attorney General, Prison Reimbursement Section, Cadillac Place, 3030 W. Grand Blvd., Ste. 10-200, Detroit, MI 48202.
- b. 50 % to Defendant Ayers.

4. Defendant American General Life and Accident Company shall be and is hereby

discharged from their appointment as receiver over the insurance proceeds. *and is hereby discharged and released from any and all liability for Defendant Ayers' share of the insurance*

5. Any holds/freeze placed upon Defendant Ayers' prison account shall be dissolved. *proceeds at*

6. Upon the above disbursement, this case shall be dismissed without prejudice and *at issue* without costs to any party.

7. This Final Order resolves the last pending claim in this matter and closes this case.

Dated: _____

JUN 18 2009

A TRUE COPY
CATHY M. GARRETT
WAYNE COUNTY CLERK

BY _____

DEPUTY CLERK

MICHAEL F. SAPALA

Hon. Michael F. Sapala
Wayne County Circuit Court